IN THE HIGH COURT OF JUDICATURE OF BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION NO.821 OF 2007
IN
COMPANY APPLICATION NO.280 OF 2007
IN
COMPANY PETITION NO.460 OF 2005

Sharp Industries. ..Petitioner.

V/s.

Recovery Officer ESI
Corporation & Ors. ..Respondents.

Mr.M.D.Patel for applicant.

CORAM: A.M.KHANWILKAR,J
DATE : NOVEMBER 26, 2007.

P.C. :

1. As the matter went by default on account of non-appearance of Counsel and it is well established that the litigant should not suffer for the mistake of the advocate, in the interest of justice, Application is made absolute in terms of prayer clauses (a) and (b) on condition that the Advocate, who was responsible for default shall personally pay costs quantified at Rs.2,500/- to High Court Legal Services Committee within one week from today. Payment of costs is condition precedent.

2. If cost is paid in time, Company Application No.280 of 2007 to stand restored to file to its original number, to be listed on 10th December, 2007.

(A.M.KHANWILKAR,J)